

REMARKS

The Applicants hereby provisionally elect Group II (claims 55-57 and 45-49) for prosecution on the merits and traverses the restriction requirement for groups I, III, and IV.

The Applicants respectfully submit that the Examiner's restriction requirement for the invention is seen to be improper at least as to groups II and III, claims 55-57 and 45-49, and claims 51-54 and 58-59, respectively.

Independent claim 55 (restricted to Group II) recites:

An apparatus comprising: a receiver and transmitter configured to communicate in a short range radio network; an interface to the short range radio network, the interface comprising a graphical user interface comprising a bit map which is configured to be sent to a second apparatus; and a control unit configured to control an activity state of the short range radio network in accordance with an activity state of a user interface of the second apparatus.

The Applicants note that claims 56-57 and 45-49, as restricted to Group II by the Examiner, depend from claim 55. Claim 55 is drawn towards an apparatus comprising an **"interface comprising a graphical user interface comprising a bit map which is configured to be sent to a second apparatus"** as claim 55 recites in part.

Independent claim 58 (restricted to Group III) recites:

An apparatus comprising: a receiver and transmitter configured to communicate in a short range radio network; an interface comprising a graphical user interface configured to: receive a bit map from a second apparatus, which bit map comprises a display of a graphical user interface of the second apparatus, and display the bit map utilizing the graphical user interface of the apparatus; and a control unit configured to: detect an activity state of the graphical user interface of the apparatus, and send a detected activity state information via the short range radio network to the second apparatus.

The Applicants note that claims 51-54 and 59, as restricted to Group III by the Examiner, depend from claim 58. Claim 58 is drawn towards an apparatus comprising “**an interface comprising a graphical user interface configured to: receive a bit map from a second apparatus**” as claim 58 recites in part.

The Examiner is requested to reconsider the restriction, as a search of classes and subclasses for the claims of Group II would likely include a search of the classes and subclasses for the claims of the Group III. This is seen to be the case at least for the reason that both Group II and Group III, as specified by the Examiner, are each directed to an apparatus which communicates with the other, as in accordance with an exemplary embodiment of the present invention. The Applicants submit that the apparatus are seen to be complementary in the present invention.

For example, the Examiner should note that it is likely a search of an apparatus comprising an “interface comprising a graphical user interface comprising **a bit map which is configured to be sent to a second apparatus**,” as claim 55 recites in part, would include a search of classes or subclasses for an apparatus comprising “an interface comprising a graphical user interface configured to: **receive a bit map from a second apparatus**” as claim 58 recites in part. In addition, dependent claims 56-57 and 45-49, and dependent claims 59 and 51-54 recite various aspects of independent claims 55 and 58, respectively, as stated above. Therefore, it is clear that any search of class or subclasses of these claims would overlap one another, so as not to be a serious burden on the Examiner.

It is respectfully submitted that it would not be a serious burden to the Examiner to examine the claims of both groups II and III. Therefore, the Applicants respectfully request that the restriction requirements be withdrawn.

The Examiner is respectfully requested to reconsider and remove the restriction requirement, and to examine claims 45-49 and 51-59 together.

S.N.: 10/821,106
Art Unit: 2617



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